

**TOWN OF TREMONT
REGULAR SELECTMEN'S MEETING
TREMONT COMMUNITY BUILDING
MONDAY, MARCH 7, 2005
6:00 PM**

1. CALL TO ORDER

Chairman Alden Gray called the March 7, 2005 Selectmen's Meeting to order at 6:05 PM.

2. ROLL CALL

Present were Chairman Alden Gray and Selectmen Charlie Dillon, Scott Grierson, Steve Harper, Town Manager Millard Billings, and Recording Secretary Debbi Nickerson.

Members of the public present were Rita Baldwin, David Kelley, Erick Swanson, Wayne Patton, Janet Patton, Rip Thibodeou, Charley Martin Berry, James Keene, Bob Deforest, Eric M White, Mark Good for the Islander, Laurie Schreiber for the Bar Harbor Times.

3. ADJUSTMENTS/ADOPTION OF AGENDA

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to abandoned the agenda and move to 7.C. Wharf Garage Rental. Motion passed by a show of hands 4-0.

4. AGENDA ITEM 7. C. WHARF GARAGE RENTAL

Mr. Kelley has applied to rent the Wharf Garage. Selectman Charlie Dillon asked what the rental rate last year was. Town Manager Millard Billings responded, "We were getting \$800." Selectman Charlie Dillon observed in the February 23, 2005 Tremont Harbor Committee Minutes that David Kelley would like to rent the garage at a reduced rate for a couple of months. Mr. Kelley replied, "Yes. I have a lot of stuff to put in there, to get set up and stuff." Selectman Steve Harper asked Mr. Kelley if he would be willing to put up a deposit. Yes was the response from Mr. Kelley. Selectman Scott Grierson asked about alterations on the inside. Mr. Kelley replied, "It needs paint. It's not really a garage; it's more like an empty building. It's pretty dark and pretty dirty. If you guys would be interested in renting to me for \$500.00 a month for a couple months, I can more then make up for it. . . I have no problem with the Harbor Master coming up and using the equipment." Selectman Scott Grierson asked, "What about the heat?" The Selectman decided to have Town Manager Millard Billings work up a contract. Selectman Charlie Dillon asked Mr. Kelley, "Are you looking to go in right away?" Mr. Kelley replied, "Yes. It will get busy in a month or so." Chairman Gray asked if April first would fit in Mr. Kelley's time frame. Mr. Kelley responded in the affirmative. Selectman Scott Grierson asked, "What about oil collection and contaminates being so close to the shore? What's the drainage in that building?" Chairman Gray said that would be addressed in the contract. Selectman Steve Harper asked about the parking lot. Mr. Kelley said

he plans to work with the Lobstermen. Selectman Steve Harper wondered if we should have some lines put in the lot. Town Manager Millard Billings asked about the loft. Mr. Kelley said it would be real easy to take out the loft and he would be willing to do it. Selectman Steve Harper suggested the Selectman, Town Manager and Mr. Kelley meet at the garage 3/8/05 at 9:00 AM to look the building over. Selectman Harper felt the Board would have a better idea of what was needed to be done to the building for Mr. Kelley to rent it.

3. ADJUSTMENTS/ADOPTION OF AGENDA

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to abandoned the agenda and go to 10. Town Manager's Report. Motion passed by a show of hands 4-0.

5. AGENDA ITEM 10. TOWN MANAGER'S REPORT

A. AGENDA ITEM 10. 2. ACADIA AQUACULTURE

Acadia Aquaculture lease is being converted from salmon to mussel culture. Erick Swanson explained the existing lease would be overlaid by a new lease in May for mussels. There would be 120 moorings and 1500 feet of rope. Selectman Charlie Dillon asked if the corners would be marked off with "reflector lights" so they can be seen at night. Mr. Swanson explained there would be nothing but the balls above water and he just wanted to keep the Selectmen informed.

B. AGENDA ITEM 10. 1. MAINE COAST MEMORIAL HOSPITAL

Maine Coast Memorial Hospital is hosting a symposium on healthcare March 26, 2005 at 8:00 AM. Town Manager Millard Billings asked if any of the Selectmen would like to attend. Selectman Scott Grierson expressed interest and said he would get back to Town Manager Billings later.

3. ADJUSTMENTS/ ADOPTION OF AGENDA

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to abandoned the agenda and move to 7.D. Request from Fire Department. Motion passed by a show of hands 4-0.

6. AGENDA ITEM 7. D. REQUEST FROM FIRE DEPARTMENT

Eric White and Wayne Patton explained the Fire Department would like to use the encumbrance from 2004 as well as some additional Fire Department funds to pay the \$12,000.00 balance on a used Equipment Truck and the authority to spend up to \$500.00 for expenses to get the new truck from Florida to Tremont. The Equipment Truck would ease the burden of the Equipment Trucks the Fire Department already has and would be housed in the Bass Harbor Station.

Motion made by Selectman Charlie Dillon, with second by Selectman Steve Harper, to honor the request of \$12,500.00. Motion passed by a show of hands 4-0.

7. AGENDA ITEM 4. APPROVAL OF MINUTES

Motion made by Selectman Charlie Dillon, with second by Chairman Alden Gray, to accept the minutes of February 14th as written. Motion passed by a show of hands 2-0-2. Selectmen Steve Harper and Scott Grierson abstained, they were not present for the meeting.

8. AGENDA ITEM 5. APPROVAL OF WARRANTS

Warrant 109	4,580.10
Warrant 110	4,553.94
Warrant 111	5,641.70
Warrant 112	4,648.23
Warrant 113	Void
Warrant 114	12,500.00
Warrant 115	41,437.33
Warrant 116	8,985.86
Warrant 117	5,642.18
Warrant 118	53,515.16

Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, to approve warrants 109 – 118. Motion passed with a show of hands 4-0.

9. AGENDA ITEM 6. POLICE PROTECTION

A. STATE POLICE

Town Manager Millard Billings explained one of the candidates has been screened out and Colonel Dyer thought post school training may be completed by late summer. On February 23, Representative Pingree and Town Manager Billings spoke before the joint committee on Criminal Justice and Public Safety concerning LD 102 and LD 534. The committee will make their recommendation on March 9th; their recommendation will go to the House of Representatives, then to the Senate.

B. HANCOCK COUNTY SHERIFF

Town Manager Millard Billings had no new information to report.

C. SOUTHWEST HARBOR POLICE DEPARTMENT

The Southwest Harbor Selectmen and Tremont Selectmen will be having a workshop session on March 16th to hear information from Chief Chapais on cost estimates. Janet Patton asked, "Is that going to be open to the public?" Selectman Charlie Dillon explained the Southwest Harbor workshops are open to the public and if they want input from anyone attending they will ask for it. Town Manager Billings said, "I think this meeting is a Southwest Harbor Selectmen's Workshop that they've invited the Tremont Selectmen to attend and participate in."

D. MOUNT DESERT POLICE DEPARTMENT

Town Manager Millard Billings had nothing new to report from Mount Desert Police Department.

E. TREMONT POLICE DEPARTMENT

Town Manager Millard Billings had nothing new to report.

3. ADJUSTMENTS/ ADOPTION OF AGENDA

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to abandon the agenda and go to 8.B. Solid Waste Contract. Motion passed by a show of hands 4-0.

10. AGENDA ITEM 8. B. DRAFT ADDENDUM TO SOLID WASTE CONTRACT

Ben Worchester, with EMR, explained an Addendum to the EMR Contract that would allow corrugated cardboard to be weighed as an aggregate when collected from Southwest Harbor, Tremont and Trenton. This would mean the companies collecting cardboard from these three towns could collect corrugated cardboard from more than one before having to weigh at the Southwest Harbor facility (see attached).

Motion made by Selectman Charlie Dillon, with second by Selectman Scott Grierson; accept the Addendum #1 to agreement between EMR and Tremont to join towns to pick up cardboard. Motion passed by a show of hands 4-0.

3. ADJUSTMENTS/ ADOPTION OF AGENDA

Motion made by Selectman Charlie Dillon, with second by Selectman Scott Grierson, move to 8.C. Motion passed by a show of hands 4-0.

11. AGENDA ITEM 8. C. ACADIA DISPOSAL DISTRICT

Elliot Spiker, Tremont's Director on the Board of the Acadia Disposal District, asked the Selectman to relinquish their obligation and right to cast a ballot for our representative to the MRC (Municipal Review Committee) to the directors of ADD.

Motion made by Selectman Charlie Dillon, with second by Selectman Steve Harper, to honor the request from Acadia Disposal District to the Tremont Board of Selectmen to delegate their obligation and right to cast a ballot for our representative to MRC to the Directors of ADD. Motion passed by a show of hands 2-1-1, Selectman Scott Grierson voted against, Chairman Alden Gray abstained saying, "I still don't fully understand why this would be a benefit to anybody."

3. ADJUSTMENTS/ ADOPTION OF AGENDA

Motion made by Selectman Charlie Dillon, with second by Selectman Scott Grierson, move to 7.B. Proposals for Surveillance Cameras. Motion passed by a show of hands 4-0.

12. AGENDA ITEM 7. B. PROPOSALS FOR SURVEILLANCE CAMERAS

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to move to Executive Session, Title 1 MRSA Section 405 Subsection 6 Paragraph C. The premature disclosures of the information would prejudice the bargaining position of the body. Motion passed by a show of hands 4-0. The Selectmen went into Executive Session at 8:09 PM.

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to come out of Executive Session. Motion passed by a show of hands 4-0. The Selectmen came out of Executive Session at 8:50 PM.

13. AGENDA ITEM 7. NEW BUSINESS

A. AGENDA ITEM 7. A. APPOINTMENTS

Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, to appoint Elisa Friel-Mosenteen Animal Control Officer for the term of one year. Motion passed by a show of hands 4-0.

B. AGENDA ITEM 7. E. PROPOSED AMENDMENT TO DOG ORDINANCE

Town Manager Millard Billings requested the Board of Selectmen approve the proposed amendments (see attached). Chairman Alden Gray suggested changing, "Any dog found which is not in either of the above categories may be impounded by the Animal Control Officer at the owner's expense including the Animal Control Officer's fee." to "Any dog found which is not in either of the above categories may be impounded by the Animal Control Officer at the owner's expense including any expense incurred by the Town."

14. AGENDA ITEM 8. OLD BUSINESS

A. BIDS FOR WHARF HOUSE BOILER

Town Manager Millard Billings explained to the Board he called Jon Gray and Brad Reed on February 24th. Copies of Bids are attached. Brad Reed told Town Manager Billings the T/D S85 Boiler was the cheapest boiler HG Reed's carries and comes with a prorated 25 year Warranty. Town Manager Billings called Jon Gray again on February 28th, on that day Jon Gray said he didn't have the specs handy on the boiler and he wasn't sure what the Warranty was. Town Manager Billings asked him to get copies of them into him. Town Manager Billings called again on March 7th and was unable to speak with Jon Gray. Town Manager Billings asked Brad Reed while he was talking to him if Reed's would service the boiler if they didn't install it. Mr. Reed assured Town Manager Billings HG Reed would. Selectman Scott Grierson suggested a call to Jon Gray. Town Manager Millard Billings picked up his cell phone and did just that. After Town Manager Billings hung up the phone he told the Selectmen, "He said to go ahead and award the contract to someone else."

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, to award the bid of the Wharf House Boiler to HG Reed for \$5,595.00. Motion passed by a show of hands 4-0.

15. AGENDA ITEM 9. ANNUAL BUDGET

A. THIRD PARTY REQUESTS

1. American Red Cross Requested \$1,529.00.
Warrant Committee recommends \$100.00.

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$100.00 to the American Red Cross. Motion passed by a show of hands 4-0.

2. Bar Harbor Food Pantry requested \$1,500.00.
Warrant Committee recommends \$1,500.00.
Motion made by Selectman Steve Harper, with second by Chairman Alden Gray, the Selectmen recommend \$1,500.00 to the Bar Harbor Food Pantry.
Motion passed by a show of hands 4-0.
3. Downeast Transportation requested \$297.00.
Warrant Committee recommends \$297.00.
Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, the Selectmen recommend \$297.00 to Downeast Transportation.
Motion passed by a show of hands 4-0.
4. Island Explorer requested \$3,105.00.
Warrant Committee recommends \$3,105.00.
Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, the Selectmen recommend \$3,105.00 to Island Explorer. Motion passed by a show of hands 3-1, Selectman Steve Harper opposed.
5. Washington Hancock Community Agency requested \$598.00.
Warrant Committee recommends \$598.00.
Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, the Selectmen recommend \$598.00 to Washington Hancock Community Agency. Motion passed by a show of hands 4-0.
6. Southwest Harbor/Tremont Nursing Service Inc. requested \$28,034.00.
Warrant Committee recommends \$28,034.00.
Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$28,034.00 to Southwest Harbor/Tremont Nursing Services Inc. Motion defeated 0-4. Chairman Alden Gray asked Town Manager Millard Billings to get a representative from the Ambulance Service to the next Selectmen's Meeting on March 21st.
7. Hospice of Hancock County requested \$150.00.
Warrant Committee recommends \$150.00.
Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, the Selectmen recommend \$150.00 to Hospice of Hancock County.
Motion passed by a show of hands 4-0.
8. Yesterday's Children Inc. requested \$300.00.
Warrant Committee recommends \$0.00.
Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$0.00 to Yesterday's Children Inc.
Motion passed by a show of hands 4-0.
9. Downeast Health Services WIC Program requested \$1,170.00.

Warrant Committee recommends \$1,170.00.

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$1,170.00 to Downeast Health Services WIC Program. Motion passed by a show of hands 4-0.

10. Island Connections requested \$750.00.

Warrant Committee recommends \$750.00.

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$750.00 to Island Connections. Motion passed by a show of hands 4-0.

11. Harbor House Community Service Center requested \$10,000.00.

Warrant Committee recommends \$10,000.00.

Motion made by Selectman Steve Harper, with second by Selectman Scott Grierson, the Selectmen recommend \$10,000.00 to Harbor House Community Service Center. Motion defeated by a show of hands 2-2, Selectmen Scott Grierson and Charlie Dillon voted for, Selectman Steve Harper and Chairman Alden Gray voted against. Town Manager Millard Billings was asked to get someone from Harbor House to the next Selectmen's Meeting to answer their questions.

3. ADJUSTMENTS/ ADOPTION OF AGENDA

Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon to move to 13. Other. Motion passed by a show of hands 4-0.

16. AGENDA ITEM 13. OTHER

Town Manager Millard Billings told the Selectmen he had spoken to Webber about hooking up the Monitor gas heater in the Wharf House. Webber recommended installing the heater on the north wall of the living room and they can install it Tuesday or Wednesday.

Town Manager Millard Billings asked for up to 4 weeks Medical Leave for an employee.

Motion made by Selectman Scott Grierson, with second by Selectman Steve Harper, to grant the employee up to 4 weeks leave of absence. Motion passed by a show of hands 4-0.

17. AGENDA ITEM 14. SET DATE FOR NEXT MEETING

Next Selectmen's Meeting is set for March 21, 2005

18. AGENDA ITEM 11. PERSONNEL EVALUATION

Motion made by Chairman Alden Gray, with second by Selectman Scott Grierson, to go into Executive Session, Title 1 MRSA Section 405 Subsection 6 Paragraph A. To discuss annual personnel evaluation of Town Manager. Motion passed by a show of hands 4-0. The Selectmen went into Executive Session at 9:55 PM.

Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, to come out of Executive Secession at 10:20 PM.

Motion made by Chairman Alden Gray, with second by Selectman Steve Harper, that the evaluation form that we just filled out be put into Millard Billings' personnel file for future reference. Motion passed by a show of hands 4-0.

19. AGENDA ITEM 15. ADJOURN

Motion made by Selectman Steve Harper, with second by Selectman Charlie Dillon, to adjourn. The Meeting was adjourned at 10:21 PM.

Respectfully Submitted,
Debbi Nickerson
Recording Secretary

Alden Gray

Steve Harper

Scott Grierson

Charlie Dillon

Dean Tozier